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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

IN RE: HIGH-TECH EMPLOYEE
ANTITRUST LITIGATION

THIS DOCUMENT RELATES TO:

ALL ACTIONS

Master Docket No. 11-CV-2509-LHK

**JOINT CASE MANAGEMENT
CONFERENCE STATEMENT**

Date: February 19, 2014
Time: 2:00 p.m.
Courtroom: 8, 4th Floor
Judge: The Honorable Lucy H. Koh

1 The parties submit this joint statement for the February 19, 2014 Case Management
2 Conference. Since the December 18, 2013 Case Management Conference, this action has
3 progressed as follows.

4 On January 9, 2014, Defendants filed five motions for summary judgment, two *Daubert*
5 motions, and one Motion to Strike the Improper Rebuttal Testimony in Dr. Leamer's Reply
6 Expert Report Or, In The Alternative, For Leave To Submit A Reply Report of Dr. Stiroh.
7 Plaintiffs filed one *Daubert* motion. On February 6, 2014, Plaintiffs opposed Defendants'
8 motions, and Defendants opposed Plaintiffs' *Daubert* motion.¹ Replies in support of the parties'
9 summary judgment and *Daubert* motions are due on February 27, 2014.

10 On January 15, 2014, the Ninth Circuit denied Defendants' petition for review of the
11 Court's class certification order. (Dkt. 594.)

12 Mediation is set before Judge Layn Phillips on February 17, 2014, and the parties will
13 advise the Court promptly if any settlements are reached.

14 There are no other outstanding issues. The parties defer to the Court as to whether a Case
15 Management Conference is needed on February 19, 2014.

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26 ¹ Plaintiffs assert that Defendants' Motion to Strike the Improper Rebuttal Testimony in Dr.
27 Leamer's Reply Expert Report should be counted in the page limits the Court set for *Daubert*
28 motions in its December 18, 2013 Case Management Order (Dkt. 547). This dispute will be fully
briefed as of February 14, 2014, per the Court's February 10, 2014 Order Expediting Briefing on
Motion to Enforce (Dkt. 612).

1 Dated: February 12, 2014

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22 **ATTESTATION:** Pursuant to General Order 45, Part X-B, the filer attests that concurrence in
23 the filing of this document has been obtained from all signatories.